

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
APRIL 28, 1965

This adjourned regular meeting of the City Council of the City of Lodi was held beginning at 5:30 p.m. of Wednesday, April 28, 1965, in the City Hall Council Chambers.

ROLL CALL Present: Councilmen - BROWN, CULBERTSON, DOW, WALTON,
and KIRSTEN (Mayor)

Absent: Councilmen - None

Also present: City Manager Graves and Administrative Assistant Peterson

ORDINANCE CALLING FOR SPECIAL BOND ELECTION

On motion of Councilman Dow, Walton second, the City Council adopted the following Ordinance No. 791, by reading of title only and waiving reading of the ordinance in full:

ORDINANCE NO. 791

AN ORDINANCE CALLING A SPECIAL MUNICIPAL BOND ELECTION IN THE CITY OF LODI FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF SAID CITY THE MEASURES OF INCURRING A BONDED INDEBTEDNESS OF SAID CITY FOR THE ACQUISITION, CONSTRUCTION AND COMPLETION OF THE FOLLOWING MUNICIPAL IMPROVEMENTS, AND EACH OF THEM, TO WIT:

SEWER SYSTEM IMPROVEMENTS
PUBLIC SAFETY BUILDING, AND
STORM DRAINAGE IMPROVEMENTS;

DECLARING THE ESTIMATED COST OF SAID MUNICIPAL IMPROVEMENTS, AND EACH OF THEM, THE AMOUNT OF THE PRINCIPAL OF SAID INDEBTEDNESS TO BE INCURRED THEREFOR, AND THE MAXIMUM RATE OF INTEREST TO BE PAID THEREON; MAKING PROVISION FOR THE LEVY AND COLLECTION OF TAXES; AND FIXING THE DATE OF SAID ELECTION, THE MANNER OF HOLDING THE SAME, ESTABLISHING ELECTION PRECINCTS AND POLLING PLACES FOR SAID ELECTION, APPOINTING ELECTION OFFICERS THEREFOR, AND PROVIDING FOR NOTICE THEREOF.

WHEREAS, the City Council (hereinafter sometimes called "the Council") of the City of Lodi by resolution duly passed and adopted at a meeting of the Council duly and regularly held, by affirmative vote of more than two-thirds of all its members, did determine that the public interest and necessity demand the acquisition, construction and completion of the municipal improvements, and each of them, hereinafter mentioned, and did further determine that the cost of said proposed municipal improvements, and each of them, will be too great to be paid out of the ordinary annual income and revenue of said municipality and that each of said municipal improvements will require an expenditure greater than the amount allowed therefor by the annual tax levy, and will require the incurring of a bonded indebtedness therefor, which resolution was duly entered on the minutes of said meeting of the Council, and is now on file and of record in the Clerk's office of said City; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF LODI DOES ORDAIN AS FOLLOWS:

Section 1. That a special municipal bond election be and is hereby ordered and will be held in the City of Lodi (hereinafter called "the City") on Tuesday, June 8, 1965, at which election shall be submitted to the qualified electors of the City the question of incurring a bonded indebtedness of the City for the objects and purposes set forth in the following measures, and each of them, to wit:

Minutes of April 28, 1965, continued

MEASURE (A): Shall the City of Lodi incur a bonded indebtedness in the principal amount of \$4,215,000 for the acquisition, construction and completion of the following municipal improvement, to wit: Sewer system improvements, including acquisition of land for treatment plant site, treatment plant facilities for sewage and industrial waste, outfall line, collection mains, pipes and connections; easements and rights of way; and other works, property or structures necessary or convenient for sewer system improvements for the City of Lodi?

MEASURE (B): Shall the City of Lodi incur a bonded indebtedness in the principal amount of \$1,145,000 for the acquisition, construction and completion of the following municipal improvement, to wit: A new public safety building, including facilities for central fire station, Justice Court, police headquarters and jail, and civil disaster emergency operation center, together with landscaping and other site developments and off-street public parking facilities; lands, easements and rights of way; and other works, property or structures necessary or convenient for a new public safety building for the City of Lodi?

MEASURE (C): Shall the City of Lodi incur a bonded indebtedness in the principal amount of \$1,840,000 for the acquisition, construction and completion of the following municipal improvement, to wit: Storm drainage improvements, including acquisition of lands for drainage basins, construction of drainage basins (which will be used incidentally for park and playground purposes), inflow and outflow structures, dry wells, filter caps, piping and pumps, together with landscaping and fencing; easements and rights of way; and other works, property or structures necessary or convenient for storm drainage improvements for the City of Lodi?

The estimated cost of the municipal improvement as set forth in Measure (A) (Sewer System Improvements) is the sum of \$4,215,000 and the amount of the indebtedness proposed to be incurred for said municipal improvement is the sum of \$4,215,000.

The estimated cost of the municipal improvement as set forth in Measure (B) (Public Safety Building) is the sum of \$1,145,000 and the amount of the indebtedness proposed to be incurred for said municipal improvement is the sum of \$1,145,000.

The estimated cost of the municipal improvement as set forth in Measure (C) (Storm Drainage Improvements) is the sum of \$1,840,000 and the amount of the indebtedness proposed to be incurred for said municipal improvement is the sum of \$1,840,000.

The estimated cost hereinabove stated of each such municipal improvement includes legal and all other fees incidental to or connected with the authorization, issuance and sale of the bonds evidencing the indebtedness proposed to be incurred for such municipal improvement and the costs of printing said bonds and all other costs and expenses incidental to or connected with the authorization, issuance and sale of said bonds.

Section 2. The Council does hereby submit to the qualified electors of the City at said special municipal bond election said measures, and each of them set forth in Section 1 of this ordinance, and designates

Minutes of April 28, 1965, continued

and refers to said measures in the form of ballot hereinafter prescribed for use at said election.

(a) Said special municipal bond election shall be held and conducted, and the vote thereof canvassed, and the returns thereof made, and the result thereof ascertained and determined, as herein provided; and in all particulars not prescribed by this ordinance, said election shall be held as provided by law for the holding of municipal elections in the City.

(b) All persons qualified to vote at municipal elections in the City upon the date of the election herein provided for shall be qualified to vote upon the measures submitted at said special municipal bond election.

(c) The polls at the polling places hereinafter designated shall be opened at 7:00 o'clock A.M. of said day of election and shall be kept open continuously thereafter until 7:00 o'clock P.M. of said day of election, when the polls shall be closed (except as provided in Section 14436 of the Elections Code), and the election officers shall thereupon proceed to canvass the ballots cast thereat.

(d) For the conduct of said special municipal bond election, the City is hereby divided into the number of special election precincts set forth herein, each of which shall comprise one or more of the general state and county election precincts into which the City is divided for general state and county election purposes, as follows: The special election precincts hereinafter designated by numbers each comprises one or more of the general election precincts into which the City is divided for general state and county election purposes and the general election precincts hereinafter referred to by letter and number comprise the general election precincts designated for general state and county election purposes in the City by the Board of Supervisors of San Joaquin County, State of California. Reference is hereby made to the records of the Board of Supervisors of said County establishing general election precincts in the City as the same are now on file in the office of the County Clerk of said County for a more particular description of said general election precincts as so lettered and numbered. Said special election precincts and polling places therein and the election officers appointed to conduct said election thereat are as follows:

CONSOLIDATED SPECIAL ELECTION PRECINCT 1

(Comprising state and county election precincts L-1, L-2, L-3, L-4 and L-5).

POLLING PLACE: Lodi Buddhist Church Basement
23 N. Stockton Street

Inspector: Grace A. Brierly
Judge: Mabel Wakefield
Clerk: Viola Bohnet
Clerk: Olinda Ullmann

CONSOLIDATED SPECIAL ELECTION PRECINCT 2

(Comprising state and county election precincts L-6, L-7, L-8, L-9, L-10 and L-11).

POLLING PLACE: Garfield School Auditorium
510 S. Garfield Street

Inspector: Elaine T. Hieb
Judge: Anna Shaw
Clerk: Clara Walther
Clerk: Deborah Krause

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CONSOLIDATED SPECIAL ELECTION PRECINCT 3
(Comprising state and county election precincts L-12, L-12A, L-13, L-14 and L-14A).

POLLING PLACE: Mauch Garage
242 Watson Street

Inspector: Ruth Mauch
Judge: Edna A. Nusz
Clerk: Marlene Hittle
Clerk: Helen Kost

CONSOLIDATED SPECIAL ELECTION PRECINCT 4
(Comprising state and county election precincts L-15, L-16, L-16A, and L-17).

POLLING PLACE: Leroy Nichols School Auditorium
1301 S. Crescent Avenue

Inspector: Frieda P. Fischer
Judge: Veda Rostomily
Clerk: Gertrude Zenk
Clerk: Mazie Didrickson

CONSOLIDATED SPECIAL ELECTION PRECINCT 5
(Comprising state and county election precincts L-18, L-19, L-20, and L-21).

POLLING PLACE: Needham School
Pleasant Avenue entrance

Inspector: Katherine Tortorelli
Judge: Evelyn Handel
Clerk: Katherine Loffelbein
Clerk: Hazel Westmore

CONSOLIDATED SPECIAL ELECTION PRECINCT 6
(Comprising state and county election precincts L-22, L-28, L-29, L-30, and L-31).

POLLING PLACE: Lodi Public Library Auditorium
entrance on N. Pleasant Avenue

Inspector: Pearl M. Stafford
Judge: Elsie Brown
Clerk: Laura Waters
Clerk: Eunice Ware

CONSOLIDATED SPECIAL ELECTION PRECINCT 7
(Comprising state and county election precincts L-32, L-32A, L-33, L-33A, and L-33B).

POLLING PLACE: Lakewood School, Building B
1100 N. Ham Lane

Inspector: Netti Hoertling
Judge: Vernamae Silvers
Clerk: Marjorie Parkison
Clerk: Alma G. Hughes

CONSOLIDATED SPECIAL ELECTION PRECINCT 8
(Comprising state and county election precincts L-26, L-27, L-27A, and L-34).

POLLING PLACE: George Washington School
W. Lockeford Street

Inspector: Arvilla M. Jackson
Judge: Virginia A. Wilson
Clerk: Dorothy Switzenburg
Clerk: La Verne M. Cain

Minutes of April 28, 1965, continued

CONSOLIDATED SPECIAL ELECTION PRECINCT 9
(Comprising state and county election
precincts L-16B, L-23, L-23f, and L-24).

POLLING PLACE: Lee Jones Recreation Building
American Legion Park, northwest
corner of Hutchins and Vine Sts.

Inspector: Pauline Ehlers
Judge: Mary H. Gerard
Clerk: Marian Siegel
Clerk: Viola Wanner

CONSOLIDATED SPECIAL ELECTION PRECINCT 10
(Comprising state and county election precincts L-25, L-25A, L-25F, and L-25G).

POLLING PLACE: Merkel Garage
220 S. Sunset Avenue

Inspector: Laura E. Schmidt
Judge: Rose Merkel
Clerk: Edna Bonnet
Clerk: Eleanor Henry

CONSOLIDATED SPECIAL ELECTION PRECINCT 11
(Comprising state and county election pre-
cincts L-25B, L-25C, L-25D, and L-25E).

POLLING PLACE: Erma B. Reese School
1800 W. Elm Street

Inspector: Juanita B. Tatman
Judge: Jean Ferguson
Clerk: Jeanne G. Shotton
Clerk: Ann M. Schroeder

CONSOLIDATED SPECIAL ELECTION PRECINCT 12
(Comprising state and county election
precincts L-35, L-36, L-36A, and L-36B).

POLLING PLACE: Lodi Lake Park
cottage inside entrance gate

Inspector: Eunice Fox
Judge: Dorothy E. March
Clerk: Rose L. Zundel
Clerk: Helen Jantzen

(e) The ballots to be used at said special municipal bond election shall be substantially in the following form, to wit:

No. (This number shall be torn off by Inspector and handed to the voter)

No. (ABSENTEE BALLOTS MAY BE MARKED WITH PEN AND INK OR PENCIL.)

(Fold ballot to this perforated line, leaving top margin exposed.)

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MUNICIPAL BALLOT

SPECIAL MUNICIPAL BOND ELECTION

CITY OF LODI

TUESDAY, JUNE 8, 1965

Minutes of April 28, 1965, continued

INSTRUCTIONS TO VOTERS: To vote on any measure, stamp a cross (X) in the voting square after the word "YES" or after the word "NO". All marks except the cross (X) are forbidden. All distinguishing marks or erasures are forbidden and make the ballot void. If you wrongly stamp, tear or deface this ballot, return it to the Inspector of Election and obtain another. On absent voter ballots mark a cross (X) with pen or pencil.

MEASURES SUBMITTED TO VOTE OF VOTERS

MEASURE (A): Shall the City of Lodi incur
(Sewer System a bonded indebtedness in the
Improvements) principal amount of \$4,215,000 YES
for the acquisition, construction and completion of the following municipal improvement, to wit: Sewer system improvements, including acquisition of land for treatment plant site, treatment plant facilities for sewage and industrial waste, outfall line, collection mains, pipes and connections; easements and rights of way; and other works, property or structures necessary or convenient for sewer system improvements for the City of Lodi? NO

MEASURE (B): Shall the City of Lodi incur
(Public Safety a bonded indebtedness in the
Building) principal amount of \$1,145,000 YES
for the acquisition, construction and completion of the following municipal improvement, to wit: A new public safety building, including facilities for central fire station, Justice Court, police headquarters and jail, and civil disaster emergency operation center, together with landscaping and other site developments and off-street public parking facilities; lands, easements and rights of way; and other works, property or structures necessary or convenient for a new public safety building for the City of Lodi? NO

MEASURE (C): Shall the City of Lodi
(Storm Drainage incur a bonded indebted-
Improvements) ness in the principal YES
amount of \$1,840,000 for the acquisition, construction and completion of the following municipal improvement, to wit: Storm drainage improvements, including acquisition of lands for drainage basins, construction of drainage basins (which will be used incidentally for park and playground purposes), inflow and outflow structures, dry wells, filter caps, piping and pumps, together with landscaping and fencing; easements and rights of way; and other works, property or structures necessary or convenient for storm drainage improvements for the City of Lodi? NO

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(f) Each voter may vote on any or all of said measures. Each voter to vote for any measure hereby submitted and for incurring said bonded indebtedness shall stamp a cross (X) in the blank space opposite the word "YES" on the ballot to the right of said measure, and to vote against any measure and against incurring said indebtedness shall stamp a cross (X) in the blank space opposite the word "NO" on the ballot to the right of said measure. On absent voter ballots the cross (X) may be marked with pen or pencil.

(g) The returns of said election shall be made out and signed by the election officers and shall be by them deposited with the City Clerk, together with the ballots cast at said election; and the Council shall meet at its usual meeting place and canvass said returns on Tuesday, the fifteenth day of June, 1965 (the first Tuesday after said election) at the hour of 8:00 o'clock P.M. and declare the result of said election.

Section 3. The Council proposes to issue and sell bonds of the City for the respective objects and purposes, but not exceeding the respective amounts, specified in said respective measures, if two-thirds of the qualified electors voting on each separate measure at said special municipal bond election shall vote in favor of each of said measures; provided, however, that the votes cast for and against each of said respective measures shall be counted separately and, when two-thirds of the qualified electors voting on any one of such measures vote in favor thereof, such measure shall be deemed adopted and bonds of the City in the aggregate amount specified in the measure or measures which carried by the affirmative vote of two-thirds of the qualified electors of the City voting on said measure or measures at said election shall thereby be authorized to be issued and sold for the objects and purposes specified in said measure or measures which received such affirmative two-thirds vote.

Said bonds shall be negotiable in form and of the character known as serial, and shall bear interest at a rate not to exceed six (6) per cent per annum, payable semiannually (except that interest for the first year after the date of said bonds may be made payable at or before the end of said year). Provision is hereby made for the payment of the principal of and interest on said bonds as follows: At the time of making the general tax levy after incurring the bonded indebtedness, and annually thereafter until the bonds are paid or until there is a sum in the treasury set apart for that purpose sufficient to meet all payments of principal and interest on the bonds as they become due, the Council shall levy and collect a tax sufficient to pay the interest on the bonds and such part of the principal as will become due before the proceeds of a tax levied at the next general tax levy will be available; provided, however, that if said bonds are authorized to be issued at said election, and it is expected that all or any part of said bonds will be sold at such time that the principal or interest on such bonds will become due before the proceeds of a tax levied after such sale would be available to pay such principal or interest, the Council, at the time of fixing the annual tax levy, may levy a tax in an amount clearly sufficient to pay that portion of the principal of and interest on said bonds which it is expected will become due before the proceeds of the next succeeding tax levy will be available. If the earliest maturity of the bonds is more than one year after the date of issuance, the Council shall levy and collect annually a tax sufficient to pay the interest as it falls due and to constitute a sinking fund for the payment of the principal on or before maturity. Such taxes shall be levied and collected as other City taxes and shall be in addition to all other taxes and shall be used only for payment of the bonds and the interest thereon.

Section 4. The City Clerk of the City is hereby directed, upon the passage and adoption of this ordinance, to publish the same once a day for at least seven (7) days in the LODI NEWS-SENTINEL, which is a newspaper of general circulation published at least six (6) days a week in the City, at such publication shall constitute notice of said election. No other notice of the election hereby called need be given.

Minutes of April 28, 1965, continued

Section 5. This ordinance shall be forthwith entered upon the minutes of the Council and in the Ordinance Book of the City. This ordinance, being an ordinance calling and ordering an election, shall take effect from and after its final passage and approval.

PASSED AND ADOPTED this 28th day of April, 1965, by the following vote:

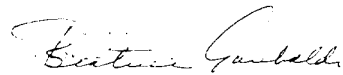
AYES: Councilmen BROWN, CULBERTSON, DOW WALTON and KIRSTEN

NOES: NONE

ABSENT: NONE

ADJOURNMENT

There being no further business, the Council adjourned on motion of Councilman Dow, Culbertson second.


Attest: BEATRICE GARIBALDI
City Clerk